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Attorneys for Defendant
ILLINOIS TOOL WORKS INC.

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MARY TOLLIVER, as heir to and
representative of the ESTATE OF JOHNNY
TOLLIVER, SR.; JOHNNY TOLLIVER, JR.
as surviving child of JOHNNY TOLLIVER,
SR.,

Plaintiffs,

vs.

CRANE CARRIER, et al.,

Defendants.

Case No.: 4:18-cv-01078-KAW

Assigned to:
Hon. Kandis A. Westmore

**STIPULATION REGARDING PLAINTIFFS
MARY TOLLIVER AND JOHNNY
TOLLIVER, JR.'S FIRST AMENDED
COMPLAINT; ~~[PROPOSED]~~ ORDER**

Complaint Filed: December 12, 2017
Date Removed: February 20, 2018
Trial Date: January 6, 2020

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by and among the parties, plaintiffs MARY TOLLIVER, as heir to and representative of the ESTATE OF JOHNNY TOLLIVER, SR.; JOHNNY TOLLIVER, JR. as surviving child of JOHNNY TOLLIVER, SR. ("Plaintiffs"), and defendant ILLINOIS TOOL WORKS INC., the answering party on behalf of named Defendant Crane Carrier ("ITW"), by and through their respective counsel, as follows:

1. ITW's Answer to Plaintiffs' Complaint is deemed to be ITW's Answer to Plaintiffs' First Amended Complaint;
2. ITW is not required to file any additional Answer to Plaintiffs' First Amended Complaint.

DATED: July 10, 2018

THE VEEN FIRM, P.C.

By: /s/ David Winnett

Elinor Leary, Esq.

David Winnett, Esq.

Attorneys for Plaintiffs,

MARY TOLLIVER and JOHNNY TOLLIVER, JR.

DATED: July 10, 2018

MANNING GROSS + MASSENBURG, LLP

By: /s/ Emily M. Westfall

Brent M. Karren, Esq.

Emily M. Westfall, Esq.

Attorneys for Defendant,

ILLINOIS TOOL WORKS INC.

~~PROPOSED~~ ORDER

Having reviewed the foregoing Stipulation by and among Plaintiffs and Defendant IT IS
HEREBY ORDERED AS FOLLOWS:

1. ITW's Answer to Plaintiffs' Complaint is deemed to be ITW's Answer to Plaintiffs' First Amended Complaint;
2. ITW is not required to file any additional Answer to Plaintiffs' First Amended Complaint.

IT IS SO ORDERED.

Dated: July 10, 2018


Magistrate Judge KANDIS A. WESTMORE